



THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:) Group Art Unit: To Be Assigned
)
BECKER *et al.*) Examiner: To Be Assigned
)
Serial No. 09/808,558) Atty. Docket No. GP068-05.CN3
)
Filed: March 14, 2001)
)
For: MODIFIED OLIGONUCLEOTIDES AND)
METHODS FOR DETERMINING THE)
PRESENCE OF A NUCLEIC ACID)
ANALYTE IN A SAMPLE)

**INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. § 1.97(b) & (c)**

Commissioner for Patents
Washington, D.C. 20231

Sir:

Applicants bring to the Examiner's attention the references listed on the enclosed form PTO-1449 (two copies) for consideration in connection with the examination of the above-identified application. A copy of each cited reference is enclosed herewith.

This Information Disclosure Statement is being submitted under 37 C.F.R. § 1.97(b) before the mailing date of a first Office action on the merits.

If Applicants are mistaken, and a first Office action on the merits was mailed on or before the certified date of mailing indicated below, then Applicants request that this Information Disclosure Statement be treated as a submission under 37 C.F.R. § 1.97(c) and that the fee due under 37 C.F.R. § 1.17(p) be charged to Deposit Account No. 07-0835.

IDS

Serial No. 09/808,558
Atty. Docket No. GP068-05.CN3

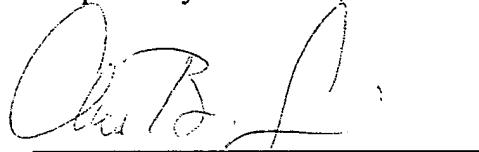
Applicants respectfully request that the Examiner indicate consideration of each cited reference by returning a copy of the enclosed form PTO-1449 with the Examiner's initials or other appropriate marks.

I hereby certify that this correspondence (along with any referred to as being attached or enclosed) is being deposited on the date indicated below with the U.S. Postal Service as first class mail addressed to the Commissioner for Patents, Washington, D.C. 20231.

Date: August 3, 2001

By:

Respectfully Submitted,



Charles B. Cappellari
Registration No. 40,937
Attorney for Applicants

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

BECKER *et al.*

Serial No. 09/808,558

Filed: March 14, 2001

For: MODIFIED OLIGONUCLEOTIDES
AND METHODS FOR DETERMINING
THE PRESENCE OF A NUCLEIC
ACID ANALYTE IN A SAMPLE



) Group Art Unit: 1635
)
) Examiner: Lacourciere, K.
)
) Confirmation No. 3920
)
) Atty. Docket No. GP068-05.CN3
)
) **VIA FACSIMILE**

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. § 1.97(c)**

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

Applicants bring to the Examiner's attention the reference listed on the attached form PTO/SB/08 (two copies) for consideration in connection with the examination of the above-captioned application. This reference is a U.S. patent which corresponds to European Patent Application No. 0 742 287, a patent document that was previously cited in Applicants' Information Disclosure Statement mailed on October 4, 2001. A copy of the listed reference is attached hereto.

This Information Disclosure Statement is being submitted under 37 C.F.R. § 1.97(c) more than three months from the filing date of the instant application and after the mailing date of a first Office action on the merits but before the mailing date of either a final action or notice of allowance.

IDS

Serial No. 09/808,558
Atty. Docket No. GP068-05.CN3

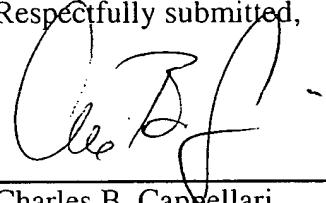
Applicants respectfully request that the Examiner indicate consideration of the cited reference by returning a copy of the attached form PTO/SB/08 with the Examiner's initials or other appropriate marks.

No fee is believed due in connection with this Information Disclosure Statement. If Applicants are mistaken, then please charge the amount due to Deposit Account No. 07-0835 in the name of Gen-Probe Incorporated.

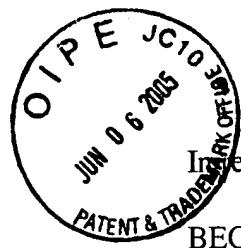
Certificate of Transmission

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Date: September 3, 2003

Respectfully submitted,

By: _____
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Initial Patent Application of:) Group Art Unit: 1635
BECKER *et al.*)
Serial No. 09/808,558) Examiner: Chong, K.
Filed: March 14, 2001) Atty. Docket No. GP068-05.CN3
For: MODIFIED OLIGONUCLEOTIDES) Confirmation No. 3920
AND METHODS FOR)
DETERMINING THE PRESENCE)
OF A NUCLEIC ACID ANALYTE)
IN A SAMPLE)

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. § 1.97(b)(4)**

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants bring to the Examiner's attention the references listed on the enclosed form PTO/SB/08 (two copies) for consideration in connection with the examination of the above-captioned application. A copy of each cited reference is enclosed herewith.

In accordance with 37 C.F.R. § 1.97(b)(4), this Information Disclosure Statement is being submitted before the mailing of a first Office action after the filing of a Request for Continued Examination under 37 C.F.R. § 1.114.

Applicant respectfully requests that the Examiner indicate consideration of each cited reference by returning a copy of the enclosed form PTO/SB/08 with the Examiner's initials or other appropriate marks.

IDS

Serial No. 09/808,558
Atty. Docket No. GP068-05.CN3

No fee is believed due in connection with this Information Disclosure Statement. If Applicants are mistaken, please charge the amount due to Deposit Account No. 07-0835 in the name of Gen-Probe Incorporated.

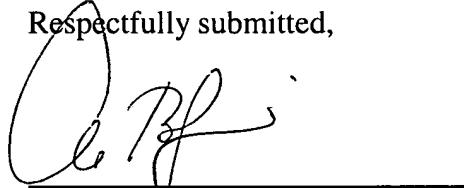
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Date: June 2, 2005

By:

Respectfully submitted,



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|---|--|----------------------------------|--------------------------|
| FORM PTO-1449 U. S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE | | ATTY. DOCKET NO. GP068-05.CN3 | SERIAL NO. 09/808,558 |
| INFORMATION DISCLOSURE STATEMENT BY APPLICANT (USE SEVERAL SHEETS IF NECESSARY) | | APPLICANT BECKER et al. | |
| | | FILING DATE March 14, 2001 | GROUP To be assigned |

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|----------|-----------------|
| EXAMINER | DATE CONSIDERED |
|----------|-----------------|

*EXAMINER: INITIAL IF CITATION CONSIDERED, WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP 609; DRAW LINE THROUGH CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED, INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT.



PTO/SB/08a (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

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Complete If Known

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|------------------------|-----------------|
| Application Number | 09/808,558 |
| Filing Date | March 14, 2001 |
| First Named Inventor | Becker, M. |
| Art Unit | 1635 |
| Examiner Name | Lacourciere, K. |
| Attorney Docket Number | GP068-05 CN3 |

Attorney Docket Number **GP068-05.CN3**

U. S. PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS

| Examiner Initials* | Cite No. ¹ | Foreign Patent Document | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear | T ⁶ |
|--------------------|-----------------------|---|--------------------------------|--|---|----------------|
| | | Country Code ³ * Number ⁴ Kind Code ⁵ (if known) | | | | |
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*English Language Abstract Attached

Examiner Signature _____ Date Considered _____

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This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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|----------------------|----------------|
| Application Number | 09/808,558 |
| Filing Date | March 14, 2001 |
| First Named Inventor | BECKER et al. |
| Art Unit | 1635 |
| Examiner Name | Chong, K. |

Sheet 1 of 1 Attorney Docket Number GP068-05.CN3

U. S. PATENT DOCUMENTS

| Examiner Initials* | Cite No. ¹ | Document Number | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear |
|--------------------|-----------------------|--|--------------------------------|--|---|
| | | Number-Kind Code ² (if known) | | | |
| | | US-5,514,551 A | 05-07-1996 | Yang et al. | |
| | | US-5,747,252 A | 05-05-1998 | Yang et al. | |
| | | US-6,130,038 A | 10-10-2000 | Becker et al. | |
| | | US- | | | |

FOREIGN PATENT DOCUMENTS

| Examiner Initials* | Cite No. ¹ | Foreign Patent Document | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear | 6 T |
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| | | Country Code ³ ~ Number ⁴ ~ Kind Code ⁵ (if known) | | | | |
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| Examiner Signature | Date Considered |
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